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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/806,801	03/23/2004	Arthur V. Hawley	03-0194	2906

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KLEIN, O'NEILL & SINGH, LLP
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IRVINE, CA 92606

EXAMINER

THOMAS, LUCY M

ART UNIT	PAPER NUMBER
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2836

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	01/26/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

Office Action Summary

Application No.

10/806,801

Applicant(s)

HAWLEY, ARTHUR V.

Examiner

Lucy Thomas

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 20 October 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1,2,4-10 and 12-17 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1,2,4-10 and 12-17 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____.

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-2, 4, 7-8, 9-10, 12, and 15-17 are rejected under 35 U.S.C. 102(b) as being anticipated by Kuras et al. (US 5,698,316). Regarding Claim 1, Kuras discloses an apparatus (see Abstract, Figure 1) for protecting a composite-body aircraft against damage from lightning strikes comprising an aircraft body including a plurality of composite panels 14; and a plurality of electrically conductive coupling mechanisms 32 which join the plurality of composite panels to each other at their respective edges, the plurality of electrically conductive coupling mechanisms having respective adjacent ends that are electrically coupled to each other (see adjacent edges forming the bridge 22 in Figure 3) to form a continuous, electrically conductive grid disposed on the exterior surface of the aircraft body (Column 1, lines 12-15, 42-50, Column 5, lines 1-9).

Regarding Claim 2, Kuras discloses the apparatus, wherein the continuous, electrically conductive grid extends to the outermost lateral periphery of the aircraft body (grid is on the exterior of the aircraft body).

Regarding Claim 4, Kuras discloses the apparatus, wherein the respective adjacent ends of the electrically, conductive coupling mechanisms are electrically coupled to each other by electrically conductive fasteners 20 extending through

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respective ones of the adjacent ends of the coupling mechanisms plates and an electrically conductive strap extending between the respective adjacent ends thereof.

Regarding Claim 7, Kuras discloses the apparatus, wherein the plurality of composite panels comprise graphite fibers (Column 4, lines 28-30).

Regarding Claim 8, Kuras discloses the apparatus, wherein the aircraft body includes an electrical system, and wherein the electrically conductive grid comprises a ground return path of the electrical system (Column 1, lines 51-58).

Regarding Claims 9-10, 12, and 15-16, the recited steps of the method claims would necessarily be performed when using the apparatus recited in Claim/s 1-2, 4, and 7-8. Therefore, please see the rejection/s for Claims 1-2, 4, and 7-8 recited above.

Regarding Claim 9, Kuras discloses a plurality of polygonal composite panels (see 14a, 14b in Figure 2)

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 5 and 13 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kuras et al. (US 5,698,316). Regarding Claims 5 and 13, Kuras discloses the use of titanium as connector. It would have been obvious to one of ordinary skill in the art at the time of the invention to have utilized titanium for the coupling mechanism also for its superior material properties, strength, weight, and electric potential.

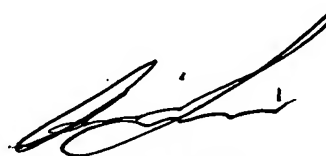
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5. Claims 6 and 14 are rejected under 35 U.S.C. 103(a) as being unpatentable over Kuras et al. (US 5,698,316) in view of Sankrithi (US 6,666,406). Regarding Claims 6 and 14, Kuras does not disclose that the aircraft a blended-wing-body ("BWB") type aircraft. Sankrithi discloses a blended wing aircraft is made of composite materials (column 3, lines 12-15). It would have been obvious to one of ordinary skill in the art at the time of the invention to have used the plurality of coupling mechanisms of Kuras in blended wing aircraft because Sankrithi teaches these aircraft have composite panels and Kuras teaches such panels need protection.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lucy Thomas whose telephone number is 571-272-6002. The examiner can normally be reached on Monday - Friday 8:00 AM - 4:30 PM EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Brian Sircus can be reached on 571-272-2800 x36. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.



BRIAN SIRCUS
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2800